
UNITED STATES,	)	IN THE UNITED STATES COURT OF
	)	MILITARY COMMISSION REVIEW
)	
Appellee,	)	MOTION FOR EXTENSION OF TIME
)	
v.	)	CMCR Case No. 09-001
)	
ALI HAMZA AHMAD SULIMAN,	)	Tried at Guantanamo Bay, Cuba
AL BAHLUL,	)	7 May 2008 – 3 Nov 2008
	)	before a Military Commission
Appellant.	)	convened by Hon. Susan J. Crawford
)	
)	
	)	Presiding Military Judge
	)	Colonel P. Brownback, JA, USA
	)	Colonel R. Gregory, USAF
)	
	)	DATE: 23 September 2009

**TO THE HONORABLE, THE JUDGES OF THE UNITED STATES COURT OF
MILITARY COMMISSION REVIEW**

COMES NOW Appellee, by and through undersigned counsel, and respectfully moves this honorable Court, pursuant to Rule 21, CMCR Rules of Practice (10 Apr. 2008), to extend by 14 days the time for filing the Government's responsive brief in the above-captioned matter, from 1 October 2009 until 15 October 2009.

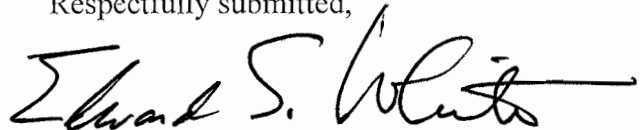
On 15 June 2009, this Court granted Appellant's request for an extension of time to file assignments of error and an opening brief. Ruling on Appellant's Motion for Extension of Time to File Brief on Behalf of Appellant, *United States v. al Bahlul*, No. 09-001 (CMCR, Jun. 15, 2009). At the same time, the Court ordered Appellee's responsive brief to be filed "not later than 30 days after" Appellant's assignment of errors and opening brief were filed. *Id.* Counsel for Appellant filed assignments of error and an opening brief on 1 September 2009, thereby establishing 1 October 2009 as the due date for Appellee's responsive brief. On 2 September 2009, this Court granted Appellate Defense Counsel's request to exceed the 30-page limit in the opening brief. Ruling on Appellant's Motion to Waive Page Limit, *United States v. al Bahlul*, No. 09-001 (CMCR, Sept. 2, 2009).

In this case, Appellant has filed a lengthy brief, citing over 78 cases, three scholarly treatises and various legislative materials, and raising complex issues of constitutional, statutory, and international law. The record of trial extends to 998 pages of transcript and fills 17 volumes, including exhibits and ancillary documents. Further, during the month of September 2009, Government appellate counsel has been away from the office on a combination of temporary

additional duty and leave for a total of 10 days. Consequently, Appellee respectfully moves the Court to extend the due date for Appellee's responsive brief until the close of business on Thursday, 15 October 2009.

Government Appellate Counsel has consulted with the lead Appellate Defense Counsel, Mr. Michel Paradis, Esq., concerning this motion, and reports Appellate Defense Counsel does not object to the relief herein requested. Both parties concur that, if the Court grants the instant motion, the deadline for submission of amicus briefs should like wise be extended until 15 October 2009.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Edward S. White", with a stylized flourish at the end.

EDWARD S. WHITE
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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was sent by electronic mail to Mr. Michel Paradis, detailed appellate defense counsel, on this 23rd day of September, 2009.

A handwritten signature in black ink, appearing to read "Edward S. White", with a long horizontal flourish extending to the right.

EDWARD S. WHITE

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